



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/925,261	08/09/2001	Steven Niewiedzial	105577	4203

23490 7590 08/12/2004

JOHN G TOLOMEI, PATENT DEPARTMENT  
UOP LLC  
25 EAST ALGONQUIN ROAD  
P O BOX 5017  
DES PLAINES, IL 60017-5017

EXAMINER

MCHENRY, KEVIN L

ART UNIT	PAPER NUMBER
----------	--------------

1725

DATE MAILED: 08/12/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

h

<b>Interview Summary</b>	<b>Application No.</b>	<b>Applicant(s)</b>	
	09/925,261	NIEWIEDZIAL ET AL.	
	<b>Examiner</b>	<b>Art Unit</b>	
	Kevin L McHenry	1725	

All participants (applicant, applicant's representative, PTO personnel):

- (1) Kevin L McHenry, examiner. (3) \_\_\_\_\_  
 (2) James Paschall, applicant's representative. (4) \_\_\_\_\_

Date of Interview: 10 August 2004.

Type: a) ☒ Telephonic b) ☐ Video Conference  
 c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.  
 If Yes, brief description: \_\_\_\_\_

Claim(s) discussed: all.

Identification of prior art discussed: Niewiedzial (U.S.P. 5,565,020), Van Tongeren (U.S.P. 2,039,692), and Syred et al. (U.S.P. 4,634,456).

Agreement with respect to the claims f) ☒ was reached. g) ☐ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: See Continuation Sheet.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN ONE MONTH FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

*Kevin L McHenry*

**KILEY S. STONER  
PRIMARY EXAMINER**

*Kiley Stoner* 8/10/04

Examiner Note: You must sign this form unless it is an Attachment to a signed Office action.

\_\_\_\_\_  
 Examiner's signature, if required

Continuation of Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant's representative noted that the Van Tongeren was non-analogous art in that it was not in the field of the applicant's endeavor and that it did not address the problem that the applicant was solving. Applicant's representative further argued that Van Tongeren did not teach a motivation to combine with Niewiedzial and that there is no motivation for one of ordinary skill to combine Van Tongeren with Niewiedzial. Applicant's representative argued that there is no motivation to combine Syred et al. with Niewiedzial because Syred et al. deal with grading, which has no bearing on FCC processes. The examiner indicated that these arguments would overcome the prior art rejection.